

Decision 04-09-010 September 2, 2004

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Pacific Gas and Electric Company (U 39 G),
Complainant,

vs.

Calpine Corporation, CPN Pipeline Company
Calpine Energy Services, L.P., Calpine Natural
Gas Company; Lodi Gas Storage, LLC; and
DOES 1-10,

Defendants.

Case 03-07-031
(Filed July 22, 2003)

OPINION DISMISSING COMPLAINT

Summary

In Decision 04-07-006, we approved a settlement among the parties to this proceeding, but inadvertently neglected to dismiss the complaint. On the unopposed petition of Complainant, Pacific Gas and Electric Company and Defendants, Calpine Corporation, CPN Pipeline Company, Calpine Energy Services, L.P., Calpine Natural Gas Company and Lodi Gas Storage, LLC, we now do so.

Comments on Draft Decision

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Section 311(g)(2) of the Public Utilities Code, the otherwise applicable 30-day period for public review and comment is being waived.

Assignment of Proceeding

Geoffrey F. Brown is the Assigned Commissioner and Sarah R. Thomas is the assigned Administrative Law Judge in this proceeding.

O R D E R

IT IS ORDERED that Case 03-07-031 is dismissed with prejudice.

This order is effective today.

Dated September 2, 2004, at San Francisco, California.

MICHAEL R. PEEVEY

President

CARL W. WOOD

LORETTA M. LYNCH

GEOFFREY F. BROWN

SUSAN P. KENNEDY

Commissioners